

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application No. : (To Be Assigned) Confirmation No. : (TBA)
First Named Inventor : Yasuhisa UCHIYAMA
Filed : May 26, 2006
TC/A.U. : (To Be Assigned)
Examiner : (To Be Assigned)
Docket No. : 056208.57791US
Customer No. : 23911
Title : Diesel Engine EGR Control Device and Motor Drive Type
Throttle Valve Device

**INFORMATION DISCLOSURE STATEMENT
UNDER 37 C.F.R. §§ 1.97 AND 1.98**

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

In accordance with the duty of disclosure under 37 C.F.R. § 1.56, the attached Form PTO-1449 lists documents which the Examiner may deem relevant to patentability of the claims of the above-identified application.

I. Time Period of Submission

This Information Disclosure Statement is submitted:

☒ 1) no later than three months from the application's filing date or 2) before the mailing date of the first Office Action on the merits (whichever is later) or 3) before a first Office Action after the filing of a Request for Continued Examination, and therefore no statement under 37 C.F.R. § 1.97(e) or fee under 37 C.F.R. § 1.17(p) is required.

☐ 2) after the later of three months from the application's filing date and the mailing date of the first Office Action on the merits, but before a Final Office Action, a Notice of Allowance, or an action closing prosecution (*Ex parte Quayle*), (whichever is earlier), and therefore Applicant is filing concurrently herewith:

☐ a Statement under 37 C.F.R. § 1.97(e); or

☐ a fee in the amount of \$180.00 under 37 C.F.R. § 1.17(p).

☐ 3) after either a Final Office Action or a Notice of Allowance, but before payment of the Issue Fee, and therefore Applicant is submitting herewith:

a Statement under 37 C.F.R. § 1.97(e); and

a fee in the amount of \$180.00 under 37 C.F.R. § 1.17(p).

II. Statement Under 37 C.F.R. § 1.97(e)

☐ I hereby state that each item of information contained in this Information Disclosure Statement was first cited in any communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this Information Disclosure Statement; or

☐ I hereby state that no item of information contained in this Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application, and, to my knowledge after making a reasonable inquiry, no item of information contained in this Information Disclosure Statement was known to any individual designated in 37 C.F.R. § 1.56(c) more than three months prior to the filing of this Information Disclosure Statement; or

III. Statement under 37 C.F.R. § 1.704(d)

☐ I hereby state that each item of information contained in this Information Disclosure Statement was first cited in any communication from a foreign patent office in a counterpart application and that this communication was not received by any individual designated in 37 C.F.R. § 1.56(c) more than thirty days prior to the filing of this Information Disclosure Statement.

IV. Submission of Non-English Language Documents

☒ The following is a concise explanation of relevance of the non-English language documents listed in the attached Form PTO-1449:

☒ The relevance of document(s) AF and AH to the subject matter of the present invention is/are provided in the specification of the above-identified application.

☒ Corresponding foreign or international report(s) citing document(s) AD, AG, AI-AO, together with an English-language version(s) (if not already in English) of that portion of the report(s) indicating the degree of relevance found by the foreign office(s) is/are submitted.

☒ English language family member publication(s) of document(s) AD-AF, AH, AK, and AN is/are noted on Form PTO-1449.

☒ English language abstract(s) is/are submitted for document(s) AD-AG, AI-AM, AO, AS-AU.

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☐ English translation(s) of the foreign language document(s)
_____ is/are submitted herewith.

☐ Applicant submits the following explanations:
_____.

V. Continuations/Divisionals

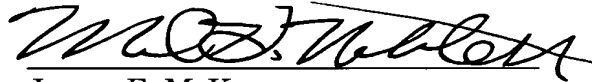
☐ Documents _____ were of record in parent application Serial No. _____, filed _____, from which this application claims benefit. As provided in 37 C.F.R. §1.98(d), copies of the documents are not being provided since they were previously submitted to or cited by the United States Patent and Trademark Office in the afore-mentioned parent application.

The submission of the listed documents is not intended as an admission that any such document constitutes prior art against the claims of the present application. Applicant does not waive any right to take any action that would be appropriate to antedate or otherwise remove any listed document as a competent reference against the claims of the present application.

If necessary, this paper should be considered as an authorization to charge Deposit Account 05-1323, Attorney Docket No.: 056208.57791US, for the fee set forth in 37 C.F.R. § 1.17(p).

Respectfully submitted,

May 26, 2006



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Substitute for form 1449A/PTO

**INFORMATION DISCLOSURE
STATEMENT BY APPLICANT**

(use as many sheets as necessary)

Sheet 1 of 2

Application Number (To Be Assigned)

Filing Date May 26, 2006

First Named Inventor Yasuhisa UCHIYAMA

Art Unit (To Be Assigned)

Examiner Name (To Be Assigned)

Attorney Docket Number 056208.57791US

U.S. PATENT DOCUMENTS

Examiner Initials ¹	Cite No. ¹	Document Number		Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Number-Kind Code ² (if known)				
	AA	US- 5,107,812	A	04-21-1992	Takamoto, et al.	
	AB	US- 5,868,114	A	02-09-1999	Kamimura, et al.	
	AC	US- 6,135,415	A	10-24-2000	Kloda al.	

FOREIGN PATENT DOCUMENTS

Examiner Initials ¹	Cite No. ¹	Foreign Patent Document	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	T ⁶
		Country Code ³ –Number ⁴ –Kind Code ⁵ (if known)				
	AD	JP 2-276914 A	11/13/1990	Hitachi Ltd.	Corresponds to AA above	ABS
	AE	JP 10-30504 A	02/03/1998	Nippon Soken Inc. Denso Corp.	Corresponds to AP & AQ below	ABS
	AF	JP 10-213019 A	08/11/1998	Nippon Soken Inc. Denso Corp.	Corresponds to AP & AQ below	ABS
	AG	JP 2000-136760 A	05/16/2000	Aisan Ind Co., Ltd.		ABS
	AH	JP 2002-521610 A	07/16/2002		Corresponds to AC above	
	AI	JP 2002-188464 A	07/05/2002	Denso Corp.		ABS
	AK	JP 2002-256902 A	09/11/2002	Hitachi Ltd. Hitachi Car Engineering Co., Ltd.	Corresponds to AB above	ABS
	AL	JP 2002-266664 A	09/18/2002	Denso Corp.		ABS
	AM	JP 2002-317658 A	10/31/2002	Denso Corp. Saishin Seiki KK		ABS
	AN	JP 2002-529653 A	09/10/2002		Corresponds to AR below	
	AO	JP 2003-286877	10/10/2003	Nissan Motor Co., Ltd.		ABS
	AP	EP 0 809 012 A2	11/26/1997	Nippon Soken, Inc. Denso Corp.		
	AQ	EP 0 809 012 A3	03/24/1999	Nippon Soken, Inc. Denson Corp.		
	AR	WO 00/28203 A1	11/09/1999	STT Holding AB		
	AS	JP 2002-256892 A	09/11/2002	Denso Corp.		ABS
	AT	JP 2003-214196 A	07/30/2003	Fuji Heavy Ind. Ltd.		ABS
	AU	JP 7-332136 A	12/22/1995	Nissan Motor Co., Ltd.		ABS

Examiner
Signature

Date

Considered

*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. 1 Applicant's unique citation designation number (optional). 2 See Kinds Codes of USPTO Patent Documents at www.uspto.gov or MPEP 901.04. 3 Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). 4 For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. 5 Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST.16 if possible. 6 Applicant is to place a check mark here if English language Translation is attached.

Substitute for form 1449B/PTO INFORMATION DISCLOSURE STATEMENT BY APPLICANT (use as many sheets as necessary)		Application Number		(To Be Assigned)	
		Filing Date		May 25, 2006	
		First Named Inventor		Yasuhisa UCHIYAMA	
		Art Unit		(To Be Assigned)	
		Examiner Name		(To Be Assigned)	
		Attorney Docket Number		056208.57791US	
Sheet	2	of	2		

IAP9 Rec'd PCT/PTO 26 MAY 2006

NON PATENT LITERATURE DOCUMENTS			
Examiner Initials*	Cite No. ¹	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	T ²
	AV	PCT Search Report dated March 23, 2004 including English translation (Thirteen (13) pages).	
Examiner Signature		Date Considered	

*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

¹Applicant's unique citation designation number (optional). ²Applicant is to place a check mark here if English language Translation is attached.

This collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.